

American Legion Newport Harbor Post 291 Executive Committee Minutes Thursday, 03 Feb 2022

CALL TO ORDER: Appx. 1830 hrs. INVOCATION: Kevin VanOtterloo PLEDGE OF ALLEGIANCE: Commander, Evin Planto

ROLL CALL:

- Evin Planto, Commander
- Brian Fleming Jr., 1st Vice
- Anthony Morales, 2nd Vice
- Cindy Baker, 3rd Vice
- ☑ Jon Reynolds, Jr. Past Comm
 ☑ David Zamudio, Adjutant
- Cory Vigil, Service Officer

Bob Wine, Finance Officer

Rich Frauenzimmer, Historian

Unappointed, Judge Advocate

Bob Grundmeyer, Sgt-at-Arms

- Kevin Van Otterloo, M.a.L.
- Eric Schroeder, M.a.L.
- Nick Giordano, M.a.L.
- Wayne Zippi, M.a.L.
- Mike Schubert, M.a.L.
- Dennis DeRosia, M.a.L.

Auxiliary Unit 291 Dana Johnston, Legislative Chair

Fashion show luncheon to benefit cystic fibrosis-

Excused: B Grundmeyer, K Wilson MEETING HAS QUORUM INTRODUCTION OF GUESTS & GUEST COMMENTS:

Bob Carolan

Affiliates and Programs Reports:

□ Auxiliary Unit 291 – 2nd Vice, Dana Johnston



Auxiliary Unit 291 Dana Johnston, Legislative Chair



Blood Drive

02/19/2022

Raffle tickets

o 2/7/22 (10am - 4pm)

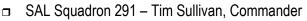
E-Board mtg (online) 02/10/2022

GMM (in person) 02/16/2022

Mardi Gras party- 02/26/2022

Baby Shower last weekend
 Camp Pendleton – supported 45 new moms





Spoke about upcoming events

□ ALYC –Rear Commodore Mickey Bennett



B Honor Guard – Commander Brian Fleming Jr.



Minutes Approval

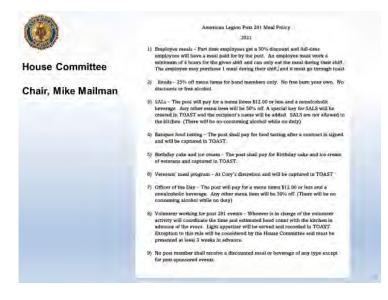
- □ All Committee members received copies of the Executive Committee Minutes:
 - Minutes for 06 Jan 2022 E Committee Meeting
 - □ The Commander asked for a motion to approve the 06 Jan 2022 E Committee Minutes
 - **M/S/C:** The motion approved unanimously.

Correspondence

D Adjutant David Zamudio – None

Committee Reports

House Committee – Mike Mailman



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House Committee - Chair, Mike Mailman

- · Mag Lock installed
- HVAC for bar and view room has been installed.
 Duct work will be cleaned on Monday
- · Dry Dock Storage
 - Looking for new contract
 - Reviewing pricing



House Committee - Chair, Mike Mailman

New alcohol pricing Increased

 All Beers 	\$1.00
 All well liquors 	\$0.75
 All Top Shelf liquor 	\$1.50
 All House Wine 	\$0.75
 All other Wine 	\$1.00
 All snacks 	\$0.50

New Menu Pricing

- All menu items to be increased by \$1.00
- o Pricing for specials will be determined by Dennis



House Committee - Chair, Mike Mailman

Kitchen / Bar /Bathroom expansion

C	Interior design:	\$2,500.00
C	Coffman (Structural):	\$15,500.00
c	RPM (MEP):	\$12,100.00 / \$6,050.00 (50% retainer)
c	Kobra Design (kitchen):	\$18,000.00 / \$8,000.00 (retainer)
c	MA-Architects (drafting):	\$9,500.00
c	MSA:	\$10,000.00
c	TOTALS	\$67,600.00 / \$14,050.00 (retainers)

The construction documents and plan check thru city should take 2-3 months; however, the coastal commission process and approval time cannot be determined; they are very slow and might take months.

o Currently requesting plans and permits

- Audit Committee- Bob Wine
 - Overview of committee

- □ Finance Committee- Bob Wine
 - Reviewed recording of financials. Separated and record all Member dues, have a expense account moved from facilities line to Post members line.
- Donations Committee Cory Vigil
 - Discussed donation meeting
- Lease Committee Evin Planto
 - Discussed donation meeting
 - Bob Carolan
 - Committee has four (4) items to follow:
 - 1) Obtain a legal opinion of audit.
 - 2) Legal opinion of current lease.
 - 3) Conduct property appraisal, at E-Comm's discretion.
 - Do not negotiate lease, with City of Newport Beach, until other 3 objectives are completed.



Lease Committee
 O Chair, Evin Planto
 Bob Wine-Analysis

\$1.00 per year.

Committee Reports



Lease Committee- Evin Planto

Girls Scouts to Move Into Marina Park





Lease Committee- Rent Calculations

· The Girls Scouts are getting a 50 yr. lease for

			t 291				
		Rent Cal	culations				
Description	2015	2016	2017	2018	2019	2020	2021
Percentage Rent Calculation:					1.		1. S. S. A.
40% of gross slip rents	\$ 96,093.00	\$100,677.00	\$ 98,774.00	\$ 97,873.00	\$ 97,872.00	\$115,111.00	\$ 117,063.00
50% of dry storage rents	11,857.00	14,865.00	14,972.00	15,211.00	15,421.00	15,472.00	15,262.00
20% of Hall rental income	26,403.00	23,943.00	25,585.00	26,846.00	30,963.00	6,461.00	18,047.00
Total Percentage Rents	134,353.00	139,485.00	139,331.00	139,930.00	144,256.00	137,044.00	150,372.00
Less; Minimum Rent*	124,655.00	124,655.00	124,655,00	135,042.00	137,120.00	137,120.00	137,120.00
Increase Over Minimum	\$ 9,698.00	\$ 14,830.00	\$ 14,676.00	4,888.00	\$ 7,136.00	\$ (76.00)	\$ 13,252.00
Percentage Over/ Under Minimum	7.78%	11.90%	11.77%	3.62%	5.20%	-0.06%	9.66
Total Actual Rent Paid*	\$134,353.00	\$139,485.00	\$139,331.00	\$139,930.00	\$144,256.00	\$137,120.00	\$ 150,372.00
Average Monthly Rent	\$ 11,196.08	\$ 11,623.75	\$ 11,610.92	\$ 11,660,83	\$ 12,021.33	\$ 11,426.67	\$ 12,531.00
*Minimum rent is increased every five **Actual rent paid is the higher of calco				hever is greate	er		



Lease Committee- Lease Comparison

				t 291					
		Newp	ort Beach L	ease Compariso	ns	-		_	
Property Address	Location	Size	Period	Terms	Rate	Annual Cost		Monthly Cost	
301 Marine Ave	Balboa Island	1,100 sf*	Unknown	Unknown	\$72/ft/yr	\$	79,200.00	\$	6,600.00
226 Marine Ave	Balboa Island	425 sf*	Unknown	Unknown	\$120/sf/yr	\$	51,000.00	\$	4,250.00
218 Marine Ave	Balboa Island	1,050 sf*	Unknown	Unknown	\$75.84/st/yr	\$	79,632.00	5	6,636.00
106 Main St, NB	Peninsula	2,300 sf*	Neg.	Triple net	\$57/sf/yr	5	131,100.00	\$	10,925.00
2116 Newport Blvd	Peninsula	1,188 sf*	Neg.	Triple net	\$53.03/sf/yr	\$	63,000.00	\$	5,250.00
2828 Newport Blvd	Peninsula	2,314 sf*	1-10 yrs.	Modified gross	\$45/sf/yr	\$	104,130.00	\$	8,677.50
4507 W. Coast Highway	PCH	3,360 sf*	1-10yrs	Triple net	\$60/sf/yr	\$	201,600.00	\$	16,800.00
2815 Newport Blvd	Peninsula	2,000 sf*	3-10yrs	Triple net	\$55.20/sf/yr	Ś	110,400.00	\$	9,200.00
430 W. Coast Highway	PCH	1.700 sf*	Neg.	Modified gross	\$60/sf/yr	\$	102,000.00	5	8,500.00
215 15th Street	Peninsula Bayfront	10,000 sf*	31yrs	Triple net	\$15.04/sf/yr	\$	150,372.00	\$	12,531.00
215 15th Street	Peninsula Bayfront	66,962 sf**	31yrs	Triple net	\$2.25/sf/yr	\$	150,372.00	\$	12,531.00
Notes:									
Size:									
* Building square foota	ige only								
** Parcel square footag	ga								
Period:									
Neg = negotiable									
Terms:									
Triple net - Tenant pay	s taxes, insurance and	maintenance	61						
Modified gross - Tenan	t pays allocated share	e of taxes, ins	urance and	maintenance					
Post is the only waterfrom	nt property shown								

OFFICERS' REPORTS

COMMANDER'S COMMENTS/REPORT - Evin Planto

- Discussion directed to 1st Vice Commander concerning accusations that he was responsible for initiating lease negotiation without prior approval.
 - 1st Vice Commander- asked and answered, presented supported facts.
 - E Comm members discussed their lack of distrust on the actions of Commander starting the lease agreement.
 - Commander responds that he was not the one that initiated, and it was a 3rd party that contacted the city to renegotiate lease.
 - Passionate discussion of committee being displeased that a 3rd party was authorized without approval.

ADJUTANT – David Zamudio

Discussion of upcoming reports due

and the second se	Post Data Report Post Data Report Define Post Data Report Define Post State Post State Post		2023 v 2022 fegenesis - edit militariango [
Adjutant David Zamudio Due 02/15/22	NOT'S SUBJECT ADDRESS.	Adjutant David Zamudio Due 02/15/22	THE CASE OF LAST AND ADDRESS OF LAST ADDRESS O
	POTT METHING DAY & TAME Project CallOC III all that rapping to the gosts: US constrom statement (in each of the first statement of the		Image: section of the sectio

1ST VICE COMMANDER - Brian Fleming Jr. - Membership

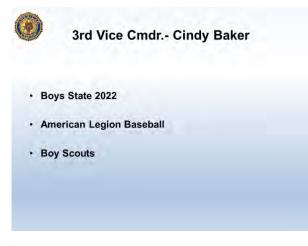


2ND VICE COMMANDER – Anthony Morales - Speaking about upcoming events and bands.

Discussion on upcoming events and thanked everyone for participating.

3RD VICE COMMANDER – Cindy Baker - Speaking about Boys State and Americanism.

□ Spoke about Boys State, AL Baseball, Boys Scouts



JR. PAST COMMANDER – Jon Reynolds

No Report

FINANCE OFFICER – Bob Wine

□ Profit and Loss / Cash Flow Projection

			Fina	ance	Offic	er - B	ob V	Vine				
				AL 291 B	USINESS I	P&L BY CL	ASS		2/2/2022			
YTD 2022		ADMIN	BAR	RESTAUR	BANQUET	TOT REST BANQ	HALL	CUSTODIAL	MARINA	TOTAL	РҮС	DIFF
TOT INC		3,600	37,932	63,575	14,718	78,292	6,650		59,697	186,170	114,074	72,09
COGS			20,618	81,727	16,248	97,975				118,593	92,648	25,94
GP	GP %	3,600	17,314 46%			-19,683 -25%	6,650		59,697	67,577	21,426	46,15
EXPENSES		11,023	10,523	10,801	96	10,897	6,591	9,926	19,715	68,675	65,869	2,80
NET ORD INC	OME	-7,423	6,791	-28,953	-1,626	-30,580	59	-9,926	39,982	-1,098	-44,443	43,34
OTHER INC		212		85		85				297	1,202	-90
FAC FEE		17,810								17,810	12,025	5,78
NET INCOME		10,599	6,791	-28,869	-1,626	-30,495	59	-9,926	39,982	17,009	-31,216	48,22
BANK BALAN	ICES:											
		CURRENT	PYC									
WELLS FARG	0	263,919.81	227,528.63									
UNION		245,058.95	196,308.89									
COMERICA		246,815.03	246,677.80									
CHASE		49,023.39	216,979.30									
CDs		321,315.15	1.26									
B OF A FARMERS		250,034.00	250,011.00									
FARMERS CITY NAT'L		250,216.13 225,000.00	250,061.18									
TOTALS		1.851.382.46	1.387.568.06					-				

OFFICERS' REPORTS - continued

			Newport Harbor Po			
AUSICO E	C	ash Flow P	rojection for the Perio	od 2/2/22 - 4/30/2022		
Still Line			2/2-2/28	3/1-3/31	4/1-4/30	Totals
	Cash: Beginning*	Ś	1,742,048.63	\$ 1,707,483.08	\$ 1,591,427.92	\$ 1.742.048.63
0.0	Add: Cash Inflows					
inance Officer	Membership Fees		26,500.00	6,500.00	6,500.00	39,500.00
ah Wina	Marina Rents		25,342.00	26,000.00	26,000.00	77,342.00
ob Wine	Restaurant Sales (\$4k per day)		112,000.00	124,000.00	120,000.00	356,000.00
	Hall Rentals		245.00	4,845.00	3,712.00	8,802.00
	Banquet Food		11,000.00	23,520.00	18,430.00	52,950.00
	Facility Fees				21,500.00	21,500.00
	Total Cash Inflows		175,087.00	184,865.00	196,142.00	556,094.00
	Deduct: Cash Outflows					-
	Food & Beverage Cost @ 45%		55,350.00	66,384.00	62,293.50	184,027.50
	Entertainment		8,000.00	6,700.00	6,700.00	21,400.00
	Payroll**		100,000.00	100,000.00	105,000.00	305,000.00
	Health Insurance		6,200.00	6,200.00	6,200.00	18,600.00
	Liability Insurance		8,600.00			8,600.00
	Marina Insurance		2,100.00	2,100.00	2,100.00	6,300.00
	D&O Insurance		2,235.75			2,235.75
	JB Cleaning Co.		12,000.00	12,000.00	12,000.00	36,000.00
	Repairs & Maintenance		1,000.00	1,000.00	1,000.00	3,000.00
	Telephone		450.00	450.00	450.00	1,350.00
	Utilities		5,600.00	5,600.00	5,600.00	16,800.00
	Rent		-	11,500.00	11,500.00	23,000.00
	Credit Card		2,500.00	2,500.00	2,500.00	7,500.00
	Credit Card Fees		2,816.80	3,436.16	3,204.04	9,457.00
	Misc		1,400.00	1,400.00	1,400.00	4,200.00
	Mileage		1,400.00	1,400.00	1,400.00	4,200.00
	Capital Outlays		- C -	80,250.00	-	80,250.00
	Total Cash Outflows		209,652.55	300,920.16	221,347.54	731,920.25
	Cash: Ending	\$	1,707,483.08	\$ 1,591,427.92	\$ 1,566,222.38	\$ 1,566,222.38
	Monthly Increase /Decrease	\$	(34,565.55)	\$ (116,055.16)	\$ (25,205.54)	(175,826.25
	* Doesn't include VEAF fund					
	** Includes P&R taxes & WC					

HISTORIAN – Richard Frauenzimmer

□ Spoke about free event at Richard Nixon Library

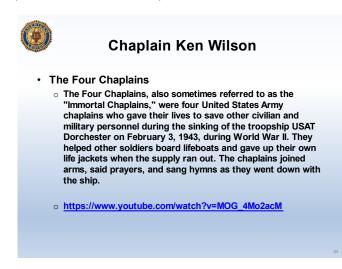


SERGEANT AT ARMS – Bob Grundmeyer

Excused

CHAPLAIN - Ken Wilson (Adjutant presented on his behalf)

Four Chaplain's review and video presentation



SERVICE OFFICER – Cory Vigil

Review of donations

Service Officer Cory Vigil Attendee:: Cory Vigil and Ken Wilson. Vetrans Served in January: A. Itema approved or rejected: 1. Inper, ARM Vetrans, requested ansistance with motel voucher for \$610.33. Self refer and linked to VA CRRC for hud vanh. I. Loper, ARM Vetrans, requested assistance with covid test kits for \$73.37. Called my contact number from OC 211. 9. Sherman, AVP Vetrans, requested assistance with covid test kits for \$73.37. Called my contact number from OC 211. Sherman, AVP Vetrans, requested assistance with covid test kits for \$73.37. Called my contact number from OC 211. Warrer, COAST GLARD Vetrans, requested assistance with college tuition payment of \$277.20. Referred by Tacy Hatrunan. Sherman, AUP FORCE veterans, requested assistance with pat due nuto for \$405.43 Referred by TOX Stant Aua. 1. Referred by TOX Stant Aua. Referred by TOX Stant Aua. Referred by TOX Stant Aua.	
8. Linte, X4PT vesterea, requested rental assistance for \$1000.00. Referred from working Wardnobes VetNet. 56,772.13 Docation of \$1800.00 made to Hero's Deserve Help Docation of \$1000.00 made to Quilts of Valor Docation of \$2000.00 for Women Vestera's Lunch in February. Purchased \$1000.00 in gas cards from Service Officer account. 10 gas cards were dustributed. 10 grocery cards were dustributed. 3 referrats for employment. 5 disability compensation referrals. Ordered 17 DD-314*6.	alled my atact number on for ment of \$405.43. ral and called

JUDGE ADVOCATE – Unappointed

No Report

MEMBERS AT LARGE

- Eric Schroeder
 - Discussion on follow up with attorney to review lease.
 - Cmdr. Planto assigned Eric to review and report to E Comm.

- Dennis DeRosia
 - Overview of Korean Luncheon, very great turnout.
- □ Mike Shubert
 - Discussion on Vietnam Welcome Home event.
 - Discussion on \$2500 donation to San Diego Maritime Museum.

UNFINISHED BUSINESS

None

NEW BUSINESS

- Evin Planto, Commander
 - Presents motion
 - To approve election rules to be presented at GMM.
 - M/S/C- Motion carries unanimously
 - Motion to approve Election Committee
 - Discussion, Robert Bower removed due to not meeting the requirements per the Bylaws.
 - M/S/D/C: Motion carries unanimously



New Business



- □ Bob Wine, Finance Officer
 - Motion to approve expense account to move from Facilities line to Post Members line.
 - M/S/C- motion carries unanimously
- □ Cory Vigil, Service Officer
 - Motion of \$2500 Women's Veteran Luncheon.
 - M/S/C- motion carries unanimously
- □ Eric Schroeder, M.a.L.
 - Motion: "The Executive Committee will vote on the Commander's nominees for the Lease Committee."
 - M/S/C- Carries Unanimously
- □ Eric Schroeder, M.a.L.
 - Motion: Confirm the appointment of the following to the Lease Committee (Bob Wine, Bob Carolan, Robert Brower, Robert Wright, Ed Infante, Robert Duff)
 - Discussion: Anthony Morales, 2nd Vice Cmdr., do all the appointees have experience with contracts and leases? Asked and answered.
 - M/S/D/C- carries unanimously

- Dennis DeRosia, M.a.L
 - Motion: "That we cease discussion with the city regarding the lease, until the lease committee reports back to the Executive Committee with specific benchmarks until anything else goes forward."
 - M/S/D
- Discussion- Cindy Baker, 3rd Vice Cmdr. Recommended to add to motion:
 - "American Legion, Post 291 shall not renegotiate the current lease with the city of Newport Beach and the American Legion will allow the lease to continue".
- Dennis DeRosia, M.a.L (restates Motion)
 - "That we cease all discussions with the city on the lease until the Lease Committee comes back to the Executive Committee with very specific benchmarks and a recommended process to move forward."
 - M/S/D/C Carries Unanimously
- □ Cindy Baker, 3rd Vice Commander.
 - Presents Motion: "That all communications, from and to the Post Commander and Lease Committee, with the City of Newport Beach, concerning the lease, be forward to all Executive Committee members."
 - M/S/D/C- Carries Unanimously

GOOD OF THE LEGION

- Commander Planto
 - H.R. McMaster will be holding a presentation "Crisis in America"
 - Feb 22
 - 8:30am to 10:00am

ADJOURNED: 2230 hours.